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BEFORE THE ARIZONA CORPORATION COMMISSION

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2009 OCT 29 P 4:10

AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION
OF ARIZONA ELECTRIC POWER
COOPERATIVE, INC. FOR A RATE
INCREASE.

DOCKET NO. E-01773A-04-0528

IN THE MATTER OF THE APPLICATION
OF SOUTHWEST TRANSMISSION
COOPERATIVE, INC. FOR A RATE
INCREASE.

DOCKET NO. E-04100A-04-0527

**MOHAVE ELECTRIC COOPERATIVE
INC.'S REPLY RE: MOTION TO
AMEND PRIOR DECISIONS TO
DELAY RATE FILINGS**

Mohave Electric Cooperative, Inc. ("Mohave") hereby responds to Response, Opposition and Cross-Motion (the "Response") filed by the Arizona Electric Power Cooperative, Inc. ("AEPCO") and the Southwest Transmission Cooperative, Inc. ("SWTC") and to the Response filed by the Commission Staff ("Staff") to Mohave's Motion.

As noted by Staff, Mohave's Motion was filed to amend prior Commission Decisions (No. 68071, as amended by No. 71112 and No. 68072) to order AEPCO and SWTC to delay then impending rate filings. AEPCO and SWTC have filed the rate applications. Therefore, relief requested can no longer be granted and Mohave's Motion has become moot.

Arizona Corporation Commission
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1 This does not mean the rate applications are appropriate or should be processed
2 by the Commission in their current form. Mohave intends to file motions in the new dockets
3 (No. E-01773A-09-0472 for AEPCO and No. E-04100A-09-0496 for SWTC) seeking leave
4 to intervene and requesting the Commission suspend processing of rate applications that are
5 inconsistent with the underlying member agreements. The suspension would be effective
6 until either (a) the agreements have been amended consistent with the pending rate filings and
7 approved by the Rural Utilities Service ("RUS") or (b) the rate filings are amended to
8 comport with the existing agreements.

9 Mohave's separate motions will, to the extent deemed appropriate by Mohave,
10 address matters raised in the Response filed by AEPCO and SWTC.

11 DATED this 29th day of October, 2009.

12 CURTIS, GOODWIN, SULLIVAN,
13 UDALL & SCHWAB, P.L.C.

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